

Spencer Town Council Regular Meeting  
March 5th, 2012 at 7 p.m.  
Municipal Building  
90 N. West Street  
Spencer, IN 47460

Board Members present: John Stantz, Dean Bruce, and Cynthia Hyde

Also present: Clerk-Treasurer Cheryl Moke, Town Attorney Richard Lorenz, Street Dept. Supt. Larry Parrish, Sewage Dept. Supt. Shelley Edwards, Town Marshal Richard Foutch

MEETING WAS OPENED WITH THE PLEDGE TO THE AMERICAN FLAG

IN THE MATTER OF APPROVAL OF MINUTES FOR January 17th 2012 REGULAR MEETING

Jon Stantz made a motion to accept the minutes as written, seconded by Cynthia Hyde and the motion passed 3-0.

IN THE MATTER OF PUBLIC ISSUES

Cindy White, with the Spencer Moose, requested a temporary beer-wine permit to operate an outdoor beer garden in the parking lot behind the Moose on March 17th, St. Patrick's Day. The time of operation will be from 11 a.m. to 12 a.m.

Dean Bruce made a motion to approve the request by Cindy White, Spencer Moose Lodge, for the one day permit to operate a Beer Garden in the parking lot of the Moose to be held on March 17th. It was seconded by Jon Stantz and was passed 3-0.

Judi Epp presented an Event application for approval for the Spencer Pride event to be held on the courthouse lawn on Saturday, June 2nd. As part of the application, she requested the closure of Market St. between Main and Washington, and coordination with the Spencer Police for venue security.

Jon Stantz made a motion to approve the request for the event, and closure of Market Street between Main and Washington on June 2nd. Dean Bruce seconded, and it passed 3-0

Greg Jones, with SIDC, requested approvals and signatures on several documents in regards to a project they are developing with Owen County for an industrial park site along highway 43. Greg explained that because the sewer lines will be owned and maintained by the Town of Spencer, that EDA would like to see the Town as co-applicants on the grant application. The first document presented was a Resolution making The Town of Spencer a co-applicant along with Owen County taking the lead in the EDA Public Works grant application.

**Jon Stantz made a motion to give authorization to The Town of Spencer to act as co-applicants in the ADA grant application along with Owen County for the benefit of the Owen County State 43 Industrial Park improvement project. The motion was 2<sup>nd</sup> by Dean Bruce, and passed 3-0**

The next document present was a Lead Agency Agreement which states that Owen County will be the lead agent in this application.

**Jon Stantz made a motion to accept the Lead Agency Agreement, stating Owen County as the lead applicant. Cynthia Head seconded the motion, and it passed 3-0.**

The final documents presented by Greg Jones for approval were pertinent additional grant documents that go along with the project.

**Jon Stantz made a motion that the Town Council be authorized to sign the necessary documents to complete the EDA Grant application. The motion was seconded by Dean Bruce and passed 3-0.**

IN THE MATTER OF THE POLICE DEPARTMENT

Marshal Richard Foutch along with Bill Snodgrass discussed the switch to digital radios, and the costs for switching over. He said the cost to outfit the officers and the cars would run about \$17,000 plus installation.

Next, Richard Foutch requested that he be given permission to look into selling the Dodge Charger police car to another police department. Richard Lorenz asked for year, and vin number and he would do some further research on the sale of this and discuss with Officer Foutch.

IN THE MATTER OF THE STREET DEPARTMENT

Larry Parrish stated that they have been busy with alley patching and general maintenance.

IN THE MATTER OF THE SEWER DEPARTMENT

One sewer adjustment was requested for 205 S. Main Street. The request did not meet the criteria as provided by the ordinance, therefore it was denied.

IN THE MATTER OF THE FIRE TERRITORY

Clerk-Treasurer reported that the OVFT would not receive in 2012 tax levy for funding their budget. Their appropriations had been approved, but since their cash balances at June 30, 2011 exceeded 20% of their appropriations, they would not receive this funding . Discussion followed, and the Clerk-Treasurer stated she would look into the possibility of either transferring funds from the General Fund to the Equipment Fund, or using the General Fund for the purchase of Equipment.

IN THE MATTER OF THE ATTORNEY

Mr. Lorenz inquired about the police car that Officer Foutch intended to sell. They agreed it could be designated as surplus, and sold as soon as possible.  
**Jon Stantz motioned that the 2007 Dodge Charger be declared as surplus. Cynthia Hyde seconded, and the motion passed 3-0.**

IN THE MATTER OF OLD BUSINESS

Jon Stantz announced that he had a completed, fully approved, agreement with INDOT for State Road 46 Project. The cover letter said that we may now begin with preliminary engineering.

The Clerk-Treasurer updated the Board on the requirements by the Federal and State Department of Labor on payroll issues. Richard Lorenz will look at the actual laws further, and consolidate the information from all the sources. The topic will be discussed at a later meeting, with a work session scheduled, if needed.

Richard Foutch brought up the issue of the traffic ordinances. He wanted to find out if the town ordinances could be written in such a way, that the town could benefit from these, instead of the state. Richard Lorenz is still checking into this matter.

PUBLIC COMMENTS

Present was Sean Huss, representing Owen Valley High School. He stated that as part of his Patriot Expo project, he would like to do a tree inventory of the town, using software called I-Tree. Clerk-Treasurer Cheryl Moke will provide Sean Huss with contacts to assist him in his project.

IN THE MATTER OF NEW BUSINESS

The Clerk Treasurer shared a preliminary annual report of fund balances with the Board for the 2011 year end. A short discussion followed regarding changing reporting requirements for the budget process, and the Perf reporting process.

Jon Stantz brought up the question of whether, as a community, we should offer our assistance to the tornado victims in southern Indiana. Jon Stantz and Richard Foutch will look into what we can do to help out and report back.

IN THE MATTER OF CLAIMS

**Jon Stantz made a motion to accept the claims as presented. It was seconded by Dean Bruce and passed 3-0.**

IN THE MATTER OF ADJOURNMENT

Jon Stantz motioned to adjourn at 8:50 p.m. seconded by Cynthia Hyde and the motion passed 3-0.

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Cynthia Hyde, President

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Jon Stantz, Vice-President

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Dean Bruce, Board Member

Attest:\_\_\_\_\_  
Cheryl Moke, Clerk-Treasurer